

# THE UNITED STATES OF AMERICA

TO ALL TO VHOM THESE PRESENTS SHALL COME:

# Monsanto Company

DICTORS, THERE HAS BEEN PRESENTED TO THE

### Secretary of Agriculture

AN APPLICATION REQUESTING A CERTIFICATE OF PROTECTION FOR AN ALLEGED DISTINCT VARIETY OF SEXUALLY REPRODUCED, OR TUBER PROPAGATED PLANT. THE NAME AND DESCRIPTION OF WHICH ARE CONTAINED IN THE APPLICATION AND EXHIBITS, A COPY OF WHICH IS HEREUNTO ANNEXED AND MADE A PART HEREOF, AND THE VARIOUS REQUIREMENTS OF LAW IN SUCH CASES MADE AND PROVIDED HAVE BEEN COMPLIED WITH, AND THE TITLE THERETO IS, FROM THE RECORDS OF THE PLANT VARIETY PROTECTION OFFICE, IN THE APPLICANT(S) INDICATED IN THE SAID COPY, AND WHEREAS, UPON DUE EXAMINATION MADE, THE SAID APPLICANT(S) IS (ARE) ADJUDGED TO BE ENTITLED TO A CERTIFICATE OF PLANT VARIETY PROTECTION UNDER THE LAW.

NOW THEREFORE, THIS CERTIFICATE OF PLANT VARIETY PROTECTION IS TO GRANT UNTO THE SAID APPLICANT(S) AND THE SUCCESSORS, HERS OR ASSIGNS OF THE SAID APPLICANT(S) FOR THE TERM OF TWENTY TEARS FROM THE DATE OF THIS GRANT, SUBJECT TO THE PAYMENT OF THE REQUIRED FEES AND PERIODIC SEPARAISHMENT OF VIABLE BASIC SEED OF THE VARIETY IN A PUBLIC REPOSITORY AS PROVIDED BY LAW, THE CAIT TO EXCLUDE OTHERS FROM SELLING THE VARIETY, OR OFFERING IT FOR SALE, OR REPRODUCING IT, OR FRING IT, OR EXPORTING IT, OR CONDITIONING IT FOR PROPAGATION, OR STOCKING IT FOR ANY OF THE UTRAPOSES, OR USING IT IN PRODUCING A HYBRID OR DIFFERENT VARIETY THEREFROM, TO THE EXTENT BY THE PLANT VARIETY PROTECTION ACT. (84 STAT. 1542, AS AMENDED, 7 U.S.C. 2321 ET SEQ.)

SOYBEAN

'4175567'

In Jestimonn Mucreof, I have hereunto set my hand and caused the seal of the Plant Inrictor Protection Office to be affixed at the City of Washington, D.C. this twenty-third day of November, in the year two thousand and seven.

Attost:

Berzer

Commissioner Plant Variety Protectim Office Agricultural Marketing Service A F formulture

25 - 1-0-0-0-0-0-0-0-0-0-0-0-0-0-0-0-0-0-0								
U.S. DEPARTME AGRICULTURAL SGIENCE AND TECHNOLOGY - 1	MAADIZE TIME AL	DL 00 -		The following statements are made the Paperwork Reduction Act (PRA	in accorda. 1) of 1995.	nce with the Privacy Act of 1974 (5 U.S.C. 552a) an		
APPLICATION FOR PLANT VA (Instructions and information co 1. NAME OF OWNER	PIETY PROTEC	TION OFFERING		Application is required in order to de (7 U.S.C. 2421). Information is held	etermine if a d confidenti	a plant variety protection certificate is to be issued al until certificate is issued (7 U.S.C. 2426).		
1. NAIVIE OF OVVNER				2. TEMPORARY DESIGNATION O	R 3. V	ARIETY NAME		
Monsanto Company			. [	EXPERIMENTAL NAME				
4. ADDRESS (Street and No., or R.F.D. No., City,	State, and ZIP C	ode, and Country)		S. TELEBHONE C		4175567		
				5. TELEPHONE (include area code 314.694.2718	· L	FOR OFFICIAL USE ONLY  NUMBER		
800 North Lindbergh Blvc E2SD			Ĺ			and the second s		
St. Louis, MO 63167			$\Gamma$	6. FAX (include area code)	7 6	200700141		
				314.694.4888		G DATE		
<ol> <li>IF THE OWNER AMED IS NOT A "PERSON", G ORGANIZATION (corporation, partnership, associated)</li> </ol>	VE FORM OF	8. IF INCORPORATED, GI	VE S	9. DATE OF INCORPORATION	_	-		
Limited Liability Company		STATE OF INCORPORA	ATION			Feb. 12, 2007		
			]			108. 12, 2001		
10. NAME AND ADDRESS OF OWNER REPRESENTATIVE(S) TO SERVE IN THIS APPLICATION.  Susannah Cooper  800 North Lindbergh Blvd  E2SD  St. Louis, MO 63167				on listed will receive all papers)	FEES RECEIVE	\$4,382.00 DATE 2//2/07 CERTIFICATION FEE: \$ 768.00 DATE 1//2/07		
11. TELEPHONE (Include area code)	12. FAX (Includ	e area codel			D	112/07		
314.694.2718	314	4.694.2399		13. E-MAIL susannah.g.cooper@monsanto.com				
14. CROP KIND (Common Name)	16. FAMILY NA	ME (Botanical)		18. DOES THE VARIETY CONTAIN ANY TRANSGENES? (OPTIONAL)				
Soybean	Fal	oaceae (Leguminosae	e)	□ YES □ NO				
15. GENUS AND SPECIES NAME OF CROP	17. IS THE VAR	IETY A FIRST GENERATION I	YBRID?	IF SO, PLEASE GIVE THE	SSIGNED	USDA-APHIS REFERENCE NUMBER FOR THE		
Glycine max (L.) Merr.	☐ YES	☑ NO		COMMERICALIZATION.	DEREGUL	ATE THE GENETICALLY MODIFIED PLANT FOR		
<ol> <li>CHECK APRROPRIATE BOX FOR EACH ATTAC (Follow instructions on reverse)</li> </ol>	HMENT SUBMIT	TED		20. DOES THE OWNER SPECIE	Y THAT S	EED OF THIS VARIETY BE SOLD AS A CLASS		
a. 🗹 Exhibit A. Origin and Breeding History of	the Variety			Gee Section 63(a) or the Plant Vanety Protection Act)				
b.  Exhibit B. Statement of Distinctness				☐ YES (if "yes", answer items 21 and 22 below) ☑ NO (if "no", go to item 23)  21. DOES THE OWNER SPECIFY THAT SEED OF THIS VARIETY BE LIMITED AS TO NI IMBER OF CLASSES.				
c. 🗹 Exhibit C. Objective Description of Variet	,			TOWNER OF CLASSES!				
d. M Exhibit D. Additional Description of the Vi				☐ YES ☐ NO		•		
e. 🗹 Exhibit E. Statement of the Basis of the C		-		IF YES, WHICH CLASSES?	☐ FOUN	DATION   REGISTERED   CERTIFIED		
f. M Exhibit F. Declaration Regarding Deposit		μ		NUMBER OF GENERATIONS	S?	ED OF THIS VARIETY BE LISITED AS TO		
Voucher Sample (3,000 viable untreated that tissue culture will be decorated and an experience.)	earle or for tube		l	☐ YES ☐ NO				
and m	aintained in an a <sub>l</sub>	pproved public repository)	on	IF YES, SPECIFY THE NUMB	ER 1,2,3, e	tc. FOR EACH CLASS.		
g.  Filing and Examination Fee (\$4,382), made States" (Mail to the Plant Variety Protection	navable to ITtee	asurer of the United	ľ	☐ FOUNDATION ☐ RE	GISTERED	CERTIFIED		
23. HAS THE VARIETY (INCLLIDING ANY MADVECTE	C) 14 4 70	P A HVRDID BRODUGER		(If additional explanation is nec	essary, ple	ase use the space indicated on the reverse.)		
FROM THIS VARIETY BEEN SOLD, DISPOSED O OTHER COUNTRIES?	TRANSFERRE	ED, OR USED IN THE U.S. OR		24. IS THE VARIETY OR ANY CO	MOONENT	OF THE VARIETY PROTECTED BY ANT BREEDER'S RIGHT OR PATENT)?		
YES [] NO			]		,, _	THE BALLDEN GRIGHT OR PATENTY?		
IF YES, YOU MUST PROVIDE THE DATE OF FIR:	ST SAVE DISPO	SITION TRANSFER OF HER	YES 🗆 NO					
IF YES, YOU MUST PROVIDE THE DATE OF FIRST SAVE, DISPOSITION, TRANSFER, OR USE FOR EACH COUNTRY AND THE CIRCUMSTANCES. (Please use space indicated on reverse.)				THE PROPERTY OF THE PROPERTY O	se usa saa	OF FILING OR ISSUANCE AND ASSIGNEE		
The owners declare that a viable sample of basic set for a tuber propagated variety a tissue culture will be a continuous continuous.	ed of the variety of deposited in a	has been fumished with applica public repository and maintaine	tion and will d for the du	be replenished upon request in acc	ordance wi	th such regulations as may be applicable, or		
The undersigned owner(s) is(are) the owner of this sentitled to protection under the provisions of Section	exually reproduct	ed or tuber propagated plant va	riety, and be	elieve(s) that the variety is new distin	net uniform	and stable as associated to a second		
Owner(s) is (are) informed that false representation	erein oon issaas	riety Protection Act.		The state of the s	nor, armora	, and stable as required in Section 42, and is		
SIGNATURE OF OWNER	ierein carr jeupar	dize protection and result in per						
Main & Co				RE OF OWNER	············			
NAME (Pledse print or type)								
,			NAME (P)	ease print or type)	<del></del>			
Susannah Cooper								
Patent Scientist	DATE	4. 00	CAPACIT	Y OR TITLE	DATE			
	16-N	1ar-07		· ·				

MINERAL INSTRUCTIONS. TO DE CHECHVERY RICH WITH THE FRANK VARIETY FIDERLICH OFFICE (FVFO), MEL OFFICE FORMING ITEMS DE LEGENVER IN THE FVFO. (1) Completed application form signed by the owner; (2) completed exhibits A, B, C, E, F; (3) for a tuber reproduced variety, verification that a viable (in the sense that it will reproduce an entire plant) tissue culture will be deposited and maintained in an approved public repository; and (4) payment by credit card or check drawn on a U.S. bank for \$4,382 (\$518 filling fee and \$3,864 examination fee), payable to "Treasurer of the United States" (See Section 97.6 of the Regulations and Rules of Practice). NEW: With the application for a seed reproduced variety or by direct deposit soon after filing, the applicant must provide at least 3,000 viable untreated seeds of the variety per se, and for a hybrid variety at least 3,000 untreated seeds of each line necessary to reproduce the variety. Partial applications will be held in the PVPO for not more than 90 days; then returned to the applicant as un-filed. Mail application and other requirements to Plant Variety Protection Office, AMS, USDA, Room 401, NAL Building, 10301 Baltimore Avenue, Beltsville, MD 20705-2351. Retain one copy for your files. All items on the face of the application are self explanatory unless noted below. Corrections on the application form and exhibits must be initialed and dated. DO NOT use masking materials to make corrections. If a certificate is allowed, you will be requested to send a payment by credit card or check payable to "Treasurer of the United States" in the amount of \$768 for issuance of the certificate. Certificates will be issued to owner, not licensee or agent.

NOTES: It is the responsibility of the applicant/owner to keep the PVPO informed of any changes of address or change of ownership or assignment or owner's representative during the life of the application/certificate. The fees for filing a change of address; owner's representative; ownership or assignment; or any modification of owner's name is specified in Section 97.175 of the regulations. (See Section 101 of the Act, and Sections 97.130, 97.131, 97.175(h) of the Regulations and Rules of Practice.)

**Plant Variety Protection Office** 

Telephone: (301) 504-5518

FAX: (301) 504-5291

General E-mail: PVPOmail@usda.gov

Homepage: http://www.ams.usda.gov/science/pvpo/PVPindex.htm

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#### SPECIFIC INSTRUCTIONS:

To avoid conflict with other variety names in use, the applicant must check the appropriate recognized authority and provide evidence that the permanent name of the application variety (even if it is a parental, inbred line) has been cleared by the appropriate recognized authority before the Certificate of Protection is issued. For example, for agricultural and vegetable crops, contact: U.S. Department of Agriculture, Agricultural Marketing Service, Livestock and Seed Programs, Seed Regulatory and Testing Branch, 801 Summit Crossing Place, Suite C, Gastonia, North Carolina 28054-2193 Telephone: (704) 810-8870. http://www.ams.usda.gov/lsg/seed.htm.

#### ITEM

19a. Give:

- (1) the genealogy, including public and commercial varieties, lines, or clones used, and the breeding method;
- (2) the details of subsequent stages of selection and multiplication;

(3) evidence of uniformity and stability; and

- (4) the type and frequency of variants during reproduction and multiplication and state how these variants may be identified
- 19b. Give a summary of the variety's distinctness. Clearly state how this application variety may be distinguished from all other varieties in the same crop. If the new variety is most similar to one variety or a group of related varieties:
  - (1) identify these varieties and state all differences objectively;
  - (2) attach replicated statistical data for characters expressed numerically and demonstrate that these are clear differences; and
  - (3) submit, if helpful, seed and plant specimens or photographs (prints) of seed and plant comparisons which clearly indicate distinctness.

19c. Exhibit C forms are available from the PVPO Office for most crops; specify crop kind. Fill in Exhibit C (Objective Description of Variety) form as completely as possible to describe your variety.

- 19d. Optional additional characteristics and/or photographs. Describe any additional characteristics that cannot be accurately conveyed in Exhibit C. Use comparative vatietied as is necessary to reveal more accurately the characteristics that are difficult to describe, such as plant habit, plant color, disease resistance, etc.
- 19e. Section 52(5) of the Act requires applicants to furnish a statement of the basis of the applicant's ownership. An Exhibit E form is available from the PVPO.
- 20. If "Yes" is specified (seed of this variety be sold by variety name only, as a class of certified seed), the applicant MAY NOT reverse this affirmative decision after the variety has been sold and so labeled, the decision published, or the certificate issued. However, if "No" has been specified, the applicant may change the choice. (See Regulations and Rules of Practice, Section 97.103).
- See Sections 41, 42, and 43 of the Act and Section 97.5 of the regulations for eligibility requirements.
- 24. See Section 55 of the Act for instructions on claiming the benefit of an earlier filing date.
- 22. CONTINED FROM FRONT (Please provide a statement as to the limitation and sequence of generations that may be certified.)
- 23. CONTINUED FROM FRONT (Please provide the date of first sale, disposition, transfer, or use for each country and the circumstances, if the variety (including any harvested material) or a hybrid produced from this variety has been sold, disposed of, transfereed, or used in the U.S. or other countries.)

This variety was first sold in the US in April-2006

24. CONTINUED FROM FRONT (Please give the country, date of filing or issuance, and assigned reference number, if the variety or any component of the variety is protected by intellectual property right (Plant Breeder's Right or Patent).) US Patent Pending. Patent Application No. 60,746,000

According to the Paperwork Reduction Act of 1995, an agency may not conduct or sponsor, and a person is not required to respond to a collection of information unless it displays a valid OMB control number for this information collection is 0581-0055. The time required to complete this information collection is estimated to average 1.4 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information.

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To file a complaint of discrimination, write to USDA, Director, Office of Civil Rights, 1400 Independence Avenue, S.W., Washington, D.C. 20250-9410, or call (800) 795-3272 (voice) or (202) 720-6382 (TDD). USDA is

# Exhibit A Origin and Breeding History

Parentage: ABN2000C0/AG0801

**Table 1: Breeding History** 

Generation	Year	Description
Cross	Nov-1999	The cross was made at Isabella, Puerto Rico.
F <sub>1</sub>	Feb-2000	Plants were grown at Isabella, Puerto Rico and advanced using modified single seed descent.
F <sub>2</sub>	Apr-2000	Plants were grown at Isabella, Puerto Rico and advanced using modified single seed descent.
F <sub>3</sub>	May-2001	Bulk populations were grown at Guelph, ON and advanced using single plant selection.
F <sub>4</sub>	May-2002	F <sub>4</sub> derived F <sub>4</sub> were grown at Guelph, ON in progeny row and the variety 4175567 was selected based on the agronomic characteristics, including, but not limited to, general plant health, lodging, early emergence, and general disease resistance, including PRR, SCN, BSR, SDS, stem canker, etc.
F <sub>5</sub>	Nov-2002	Seed was grown in Chile for increase.

Variety 4175567 was observed to be uniform and stable for the characteristics described within this application based on our observations since May-2002 and, henceforth, to present. No variants were observed during this time.

Variety 4175567 has continued to be grown in yield tests for comparison against other varieties to determine how it would be used in our marketing program (Table 2).

Table 2: Yield trials

Year	Number of Locations
2003	5
2004	15
2005	24
2005	20
0	0

Monsanto Company PVP Application - 4175567

# Exhibit B Statement of Distinctness of

#### 4175567

To our knowledge, the soybean varieties that most resembles 4175567 is AG0801. 4175567 and AG0801 differ in the following trait(s):

# SUMMARY

# Maturity

Groups	Count	Sum	Average	Variance
4175567-Maturity (d)	373	4778	12.80965	38.23518
AG0801-Maturity (d)	373	5734	15.37265	31.73441

#### ANOVA

Source of Variation	SS	df	MS	$\overline{F}$	P-value	F crit
Between Groups	1225.115	1	1225.115	35.01851	4.9819E-09	3.853984
Within Groups	26028.69	744	34.98479			
Total	27253.8	745				

	AG0801- Maturity (d)	4175567- Maturity (d)
Mean	15.37265416	12.80965147
Variance	31.73441148	38.23517542
Observations	373	373
Pearson Correlation	0.915527946	
Hypothesized Mean Difference	0	
df	372	
t Stat	19.89958579	
P(T<=t) one-tail	7.9906E-61	
t Critical one-tail	1.648959369	
P(T<=t) two-tail	1.59812E-60	
t Critical two-tail	1.966363925	

# Monsanto Company PVP Application - 4175567

# **Percent Oil**

### SUMMARY

Groups	Count	Sum	Average	Variance
4175567 OIL (%)	20	446	22.3	1.27368421
AG0801 OIL (%)	20	417	20.85	1.08157895

### ANOVA

Source of Variation	SS	df	MS	F	P-value	F crit
Between Groups	21.025	1	21.025	17.8536313	0.000144	4.09816892
Within Groups	44.75	38	1.177632			
Total	65.775	39				

	4175567- Oil (%)	AG0801- Oil (%)
Mean	22.3	20.85
Variance	1.273684	1.081579
Observations	20	20
Pearson Correlation	0.757832	
Hypothesized Mean Difference	0	
df	19	
t Stat	8.541866	
$P(T \le t)$ one-tail	3.12E-08	
t Critical one-tail	1.729131	
P(T<=t) two-tail	6.25E-08	
t Critical two-tail	2.093025	

Sum	Average	Variance
446	22.3	1.27368421
417	20.85	1.08157895

df		MS	F	P-value	F crit
	1	21.025	17.8536313	0.000144	4.09816892
3	8	1.177632			
3	9				

1.081579 20.85

LOCATION	4175567_OIL	AG0801 OIL
2006801674	20	18
Guelph, ON	20	20
Sisseton, SD	21	20
Casselton, ND	21	20
Gardner, ND	22	20
Monkton, ON	22	20
Elbow Lake, MN	22	21
Gardner, ND	22	21
Elbow Lake, MN	22	22
Mooreton, ND	22	21
Redwood Falls, MN	23	22
Mooreton, ND	23	21
Gardner, ND	23	21
Glyndon, MN	23	21
Fargo, ND	23	22
Fargo, ND	23	21
Fargo, ND	23	20
Ottawa, ON	23	22
Glyndon, MN	24	22
Glyndon, MN	24	22

Anova: Single Factor

# SUMMARY

Groups	Count
4175567_OIL	20
AG0801_OIL	20

# ANOVA

Source of Variation	SS
Between Groups	21.025
Within Groups	44.75
Total	65.775

	4175567_OI
Mean	22.3
Variance	1.273684
Observations	20
Pearson Correlation	0.757832
Hypothesized Mean Differe	9 0
df	19
t Stat	8.541866
P(T<=t) one-tail	3.12E-08
t Critical one-tail	1.729131
P(T<=t) two-tail	6.25E-08
t Critical two-tail	2.093025

LOCATION	4175567 MAT	AG0801 MAT
St-Cesaire, QC	30	32
Borup, MN	30	32
Elbow Lake, MN	30	28
Elbow Lake, MN	29	27
Elbow Lake, MN	28	26
Elbow Lake, MN	28	32
Hillsboro, ND	28	33
Elbow Lake, MN	27	25
Elbow Lake, MN	27	28
Casselton, ND	26	28
Elbow Lake, MN	26	26
Elbow Lake, MN	26	30
Elbow Lake, MN	26	28
Elbow Lake, MN	26	25
Elbow Lake, MN	26	28
Elbow Lake, MN	25	27
Elbow Lake, MN	24	30
Elbow Lake, MN	24	26
Elbow Lake, MN	24	26
Monkton, ON	24	24
Monkton, ON	24	25
Elbow Lake, MN	24	27
Monkton, ON	23	25
Monkton, ON	22	26
Monkton, ON	22	25
Monkton, ON	22	24
Monkton, ON	22	24
Monkton, ON	22	23
Monkton, ON	22	24
Monkton, ON	22	24
Monkton, ON	22	24
Fergus, ON	22	26
Elbow Lake, MN	22	26
Borup, MN	21	18
Borup, MN	21	22
Borup, MN	20	22
Glyndon, MN	20	19
Hillsboro, ND	20	22
Mooreton, ND	19	18
Borup, MN	19	17
Glyndon, MN	19	19
Glyndon, MN	19	19
Borup, MN	19	23

Anova: Single Factor

# SUMMARY

Groups	Count
4175567_MAT	373
AG0801_MAT	373

### ANOVA

Source of Variation	SS
Between Groups	1225.115282
Within Groups	26028.68633
Total	27253.80161

	AG0801_MAT
Mean	15.37265416
Variance	31.73441148
Observations	373
Pearson Correlation	0.915527946
Hypothesized Mean Dif	0
df	372
t Stat	19.89958579
P(T<=t) one-tail	7.9906E-61
t Critical one-tail	1.648959369
P(T<=t) two-tail	1.59812E-60
t Critical two-tail	1.966363925

Sum	Average	Variance
4778	12.80965	38.23518
5734	15.37265	31.73441

df		MS	F	P-value	F crit
	1	1225.115	35.01851	4.98194E-09	3.853984
	744	34.98479			
	745				

4175567\_MAT 12.80965147 38.23517542 373

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Glyndon, MN	18	19
Fargo, ND		16
Guelph, ON	18	19
Guelph, ON	18	19
Guelph, ON		17
Guelph, ON		21
Guelph, ON	18	18
Guelph, ON	18	22
Guelph, ON		19
Guelph, ON		20
Guelph, ON	18	19
Mooreton, ND	18	20
Mooreton, ND	18	17
Mooreton, ND	18	17
Mooreton, ND	18	17
Monkton, ON	18	22
Glyndon, MN	18	18
Gardner, ND	17	15
Glyndon, MN	17	20
Dazey, ND	17	16
Dazey, ND	17	18
Monkton, ON	17	25
Fargo, ND	17	18
Fargo, ND	17	17
Gardner, ND	17	16
Dazey, ND	17	17
Mooreton, ND	17	19
Stewart, MN	16	15
Dazey, ND	16	17
Fargo, ND	16	19
Fargo, ND	16	15
Krakow, WI	16	22
Madison, MN	16	20
Morris, MN	16	24
Fargo, ND	16	16
Mooreton, ND	16	20
Mooreton, ND	16	18
Mooreton, ND	16	17
Fergus, ON	16	20
Prinsburg, MN	16	18
Prinsburg, MN	16	16
Stewart, MN	16	16
Stewart, MN	16	20
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Fargo, ND	16	16
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Prinsburg, MN	16	21
Winchester, ON	16	23
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Fargo, ND	15	18
Mooreton, ND Fargo, ND	15	13
Stewart, MN	15	16
Mooreton, ND	15	16
Stewart, MN	15 15	16
Winterbourne, ON		20
Morris, MN	15	18 16
Fargo, ND	15	16
Morris, MN	15	13
Dazey, ND	15	15
Thorndale, ON	15	15

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Stewart, MN	12	15
St Rosalie, QC	12	14
Mooreton, ND	12	16
Redwood Falls, MN	11	12
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Winterbourne, ON	10	12
Ottawa, ON	10	14
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Winterbourne, ON	9	10
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Glyndon, MN	9	10
Ottawa, ON	8	8
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Form Approved OMB NO 0581-0055

According to the Paperwork reduction Act of 1995, an agency may not conduct or sponsor, and a person is not required to respond to a collection of information unless it displays a valid OMB control number. The valid OMB control number for this information collection is 0581-0055. The time required to complete this information collection is estimated to average 1.4 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information.

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U.S. DEPARTMENT OF AGRICULTURE

EXHIBIT

AGRICULTURAL MARKETING SERVICE SCIENCE AND TECHNOLOGY PLANT VARIETY PROTECTION OFFICE BELTSVILLE, MD 20705

OBJECTIVE DESCRIPTION OF VARIETY Sovbean (Glycine max (L.) Merr.)

So	ybean ( <i>Glycine max</i> (L.) Merr.)	
NAME OF APPLICANT (S)	TEMPORARY OR EXPERIMENTAL DESIGNATION	VARIETY NAME
Monsanto Company	DFL0804A0R	4175567
ADDRESS (Street and No. or RD No., City, State, Zip Code, and Country) Attn: Susannah Cooper 800 North Lindbergh Blvd. Mail Zone: E2SD St. Louis, MO 63167		# 2 0 0 7 0 0 1 4
PLEASE READ ALL INSTRUCTIONS CAREFULLY:		
	) when number is either 99 or less or 9 or less respectively.  re data should be determined from varieties entered in the saplant colors; designate system used	
A. MORPHOLOGY:  Seed Shape:  2  1 = Spherical (L/W, L/T, and T/W ratios ≤1.2)  3 = Elongate (L/W ratios > 1.2; T/W ratios ≤1.2)	2 = Spherical-Flattened (L/W ratios> 1.2; L/T ratios ≤ 1.2) 4 = Elongate-Flattened (L/T ratios ≥1.2; L/W ratios ≥ 1.2)	
Seed Coat Color:  * 1 1 = Yellow 2 = Green 3 = Brown  Seed Coat Luster:  1 1 = Dull 2 = Shiny	wn 4 = Black 5 = Other (Please specify)	) <u> </u>
Seed Size:  * 17.6 grams/100 seeds (rounded to the	ne nearest decimal (00.0))	

3 = Brown

4 = Gray

5 = Imperfect Black

6 = Black

2 = Yellow

7 = Other (Please specify)

Hilum Color:

1 = Buff

A.	MORP	HOL	OGY:	(continued)
<u>~~</u>	1010111		vu.	100111111111111111111111111111111111111

#200700141

Cotyledon Color:

Seed Protein Peroxidase Activity:

\* 
$$0$$
 1 = Low

$$2 = High$$

Hypocotyl Color:

\* | 3 | 1 = Green ('Evans' or 'Davis')

2 = Green with Bronze Band below cotyledons

('Woodworth' or 'Tracy')

3 = Light Purple below Cotyledons ('Beeson' or 'Pickett 71') 4 = Dark Purple extending to unifoliolate leaves ('Hodgson', 'Coker', or 'Hampton 266A')

Leaf Shape:

Flower Color:

Pod Color:

Pubescence Color:

Plant Habit:

\* 
$$\boxed{3}$$
 1 = Determinate

Maturity Group:

$$1 = 000$$
  
 $6 = III$ 

$$2 = 00$$

$$3 = 0$$

Maturity Subgroup:

B. DISEASE REACTIONS: 0 = Not Tested

$$3 = Tolerant$$

NOTE: Failure to supply information for at least 5 of the following disease reactions will result in significant delay in the examination process. Items denoted by and asterisk are the disease reactions most useful in the examination process.

Bacterial

- Bacterial Pustule (Xanthomonas campestris pv. glycines (Nakano) Dye)
- Bacterial Blight (Pseudomonas syringae pv. glycinea (Coerper) Young, Dye, & Wilkie)
- Wildfire Blight (Pseudomonas syringae pv. tabaci (Wolf & Foster) Young, Dye, & Wilkie)

Fungal

- Brown Spot (Septoria glycines Hemmi)
- Frogeye Leaf Spot (Cercospora sojina Hara)
- race 1
- race 3
- race 5
- race 7

- race 2
- race 4
- race 6
- Important: Any other races tested (Please specify)

# B. DISEASE REACTIONS: (continued)

# #200700141

. •		0 Target S	Spot (	Corynespoi	ra cas	siicola	a (Berk. & C	urt.) Wei)				
		0 Downy I	Milde	พ (Peronsp	ora tr	ifolioru	<i>ım</i> var. <i>man</i>	churica (Naum.	) Syd. Ex	(Gäum)		
		0 Powder	y Mild	lew ( <i>Micros</i> ,	phae	ra diffu	<i>usa</i> Cke. & F	Pk.)				
		0 Brown S	Stem I	Rot ( <i>Phialo</i> μ	ohora	grega	ata (Allingtor	ı & Chamberlaiı	າ) W. Gar	ms.)		
	*	O Stem Ca	anker	(Diaporthe	phas	eoloru	<i>ım</i> (Cke. & E	Ell.) Sacc. var. c	aulivora /	Athow & Cald	well)	
,	*	$\overline{a}$						cke. & Ell.) (Sad				
		۸ ا						su. & Tomoyası				
		Rhizocto	onia F	Root Rot ( <i>RI</i>	hizoc	tonia s	solani Kühn)			•		
		O Asian So	oybea	ın Rust ( <i>Phi</i>	akosį	ora pa	achyrhizi Sy	dw. (a.k.a. <i>Pha</i>	kospora <sub>l</sub>	oachyrhizia S	ydw.	))
	L	Other ru	st (Pl	ease specif	y)						-	•
S	pec	ify the gene	e(s) c	oding for re	action	ı to Pr	nytophthora	Root Rot.				
	[	0 <i>Rps1</i> (William	ıs)	0 Rps1- (Arksc		2	<i>Rps1-k</i> (Kingwa)	0 <i>Rps3-b</i> (Pl 172		] <i>Rps5</i> (Pl 91.160)		<i>Rps?</i> (Nezumisaya, OX939, OX940
	(	O Rps1-a (Mukde	n)	0 <i>Rps1-</i> (PI 10		) 0	<i>Rps2</i> (CNS)	0 <i>Rps3-c</i> (Pl 340	.046)	<i>Rps6</i> (Altona)		
	[	Rps1-b (Sanga		0 <i>Rps1</i> - (Pl 17		<sub>()</sub> [0]	<i>Rps3-a</i> (Pl 171.442	0 <i>Rps4</i> 2) (Pl 86.0	50)	<i>Rps7</i> (Harosoy)		
· —	ماما	unhih ava 🗀 a	D.	ot (Dlandarah	et		///	0.00				
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٠	0	race 2		0 race 10		브	race 18	0 race 26		race 33	0	race 40
	0	race 3		0 race 11			race 19	0 race 27	Ľ	race 34	0	race 41
	0	race 4	,	0 race 12		블	race 20	0 race 28		race 35		race 42
	0	race 5 race 6		0 race 14 0 race 14		H	race 21	0 race 29		race 36	0	race 43
	0		<u> </u>	=		=	race 22	0 race 30 0 race 31		race 35	0	race 44
		race 7		$\frac{0}{0}$ race 15		Ħ	race 23 race 24	=		race 38	_	
	Ľ	race o	L	o lace lo		0,	ace 24		. Any our	iei races test	au (r	Please specify)
	0	Bud Bligh	t (Tol	oacco Rings	spot \	/irus)						
	0	Yellow Mo	osaic	(Bean Yello	w M	osaic \	√irus)					
*	0	Cowpea N	Vlosai	c (Cowpea	Chlo	rotic V	'irus)					
	0	Pod Mottl	e (Be	an Pod Mot	ttle V	irus)			•			
*	0	Seed Mot	tle (S	oybean Mo	saic \	∕irus)						
Ne	ema	tode										
So	ybe	an Cyst Ne	emato	de ( <i>Hetero</i>	dera (	glycine	es Ichinohe)					
	0	race 1	0	race 4	0	race	9					
	0	race 2	0	race 5	0	race	14					
	0	race 3	0	race 6		Impo	rtant: Anv o	ther races teste	ed (Pleas	e specify)		

В.	DISEASE REACTIONS: (continued)	#200700141
	0 Lance Nematode ( <i>Hoplolaimus colxmbus</i> Sher)	
Ī	Southern Root Knot Nematode ( <i>Meliodogyne incognita</i> (Kofoid & White) Chitwood)	
Ī	0 Northern Root Knot Nematode ( <i>Meliodogyne hapla</i> Chitwood)	
Ī	Peanut Root Knot Nematode ( <i>Meliodogyne arenaria</i> (Neal) Chitwood)	
	Reniform Nematode ( <i>Rotylenchus reniformus</i> Linwood & Olivera)	
	Javanese Nematode ( <i>Meliodogyne javanica</i> (Treub) Chitwood)	
	Important: Other Nematodes tested (Please specify)	<del></del>
<u>с</u> .	PHYSIOLOGICAL RESPONSES: 0 = Not Tested 1 = Susceptible 2 = Res	istant 3 = Tolerant
	Iron Chlorosis on Calcareous Soil	
	O Phosphorus Important: Other (Please specify)	
	0 Boron	
. [	O Aluminum	
	0 Salt	
	0 Drought	
D. II	NSECT REACTIONS: 0 = Not Tested 1 = Susceptible 2 = Resistant 3 =	Tolerant
Γ/	Mayican Roan Roatla (Enilantina variusetia Mulacut)	•
	Mexican Bean Beetle ( <i>Epilachna varivestis</i> Mulsant)	
<u>[                                    </u>	O Soybean Aphid ( <i>Aphis glycines</i> Matsamura) O Potato Leaf Hopper ( <i>Empoasca fabae</i> (Harris))	
	O Potato Leaf Hopper ( <i>Empoasca fabae</i> (Harris))  Important: Other (Please specify)	
E., H	<b>HERBICIDE REACTIONS</b> : 0 = Not Tested 1 = Susceptible 2 = Resistant	3 = Tolerant
	) Metribuzin	
Ī	Bentazone	
Ī	Sulfonylurea	
* 2	2 Glyphosate	
0	Glufosinate	
0	Pendimethalin	
	Important: Other (Please specify)	

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			######################################	34-1-14-J-14I

F. TRANSGENIC COMPOSITION:	# L V V / V V   4
Has the development of the subject variety included the insertion of genetic material from an orgor, the removal of genetic material from the application variety?  If yes, please complete the following information requests*. Use additional pages if necessary.	ganism, other than a soybean,
1. Please state the vector's name:	
2. Please state the vector components:	
3. Please describe the genetic material successfully transferred into the subject variety:	
4. Please describe the insertion protocol:	
* A literature citation(s) explaining the your information requests above may be an acceptable alterature Composition" portion of this form.	ternative to completion of the
G. BIOCHEMICAL MARKERS:	

Please describe any additional genetic and/or biochemical information which you believe will be helpful in further describing the subject variety here (e.g., Single Nucleotide Polymorphisms (SNPs), Simple Sequence repeats (SSRs), Restriction Fragment Length Polymorphisms (RFLPs), Isozyme characterization, etc.). Use additional pages if necessary.

### H. STATISTICAL DATA FOR APPLICATION AND CITED MOST SIMILAR VARIETIES:

Please provide paired comparison data and appropriate statistical test (e.g. LSD. Std. error, ANOVA, Mann-Whitney U-test or Kruskal-Wallis Test, etc.) value (95 or > probability level).

Variety	No. of days Maturity	Plant height (cm)	% Linoleic acid	% Oleic acid	% Linolenic acid	% Other fatty acids (specify)	% Total oil	% Protein (Plant dried down to%)
Application Variety Year/Location 1								
Year/Location 2						i		
Cited Most Similar Variety	-		· /					
Year/Location 1 Year/Location 2			·					

# I. COMMENTS:

# #200700141

H. Statistical Data for application and cited most similar varieties 4175567 compared with AG0801

2006: Ottawa, ON

		Plant		%
	Maturity	height	% Oil	Protein
4175567	7.5	28	23.3	38.25
AG0801	8.5	30	21.75	38.55
Coef of Variance	15.0006	6.22269	0.75649	0.90125
F-Statistic	3.83106	4.90857	30.80586	15.84926
Least Sig Difference	2.4079	3.70147	0.33308	0.70919
Mean Square Error	1.19692	1.84191	0.16583	0.3529
P-Value	0	0	0	0
Repeatability	0.73898	0.79627	0.96754	0.93691

2006: Redwood Falls, MN

		Plant
•	Maturity	height
4175567	8	22.5
AG0801	8	25
Coef of Variance	15.03087	7.31034
F-Statistic	3.95972	2.9983
Least Sig Difference	2.76986	3.94004
Mean Square Error	1.37833	1.96063
P-Value	0	0.00009
Repeatability	0.74746	0.66648

# Exhibit D Additional Description of Invention

#### 4175567

4175567 is a(n) maturity group 0 variety with resistance to Roundup Ready® herbicide. It has superior yields to lines of similar maturity and has excellent agronomic characteristics, such as tolerance to white mold and iron deficiency chlorosis. In tests, it has beaten DKB06-51 by 107% overall in yield, winning 27 of 40 locations. It is adapted to both western and eastern maturity group 0 growing areas.

REPRODUCE LOCALLY. Include form number and edition date on a	all reproductions.	FORM APPROVED-OMB No. 0581-0055	
U.S. DEPARTMENT OF AGRICULTURE			
AGRICULTURAL MARKETING SERVICE	Application is required in order to de	termine if a plant variety protection	
EXHIBIT E	certificate is to be issued (7 U.S.C. 2421). The information is held confidential until the certificate is issued (7 U.S.C. 2426).		
STATEMENT OF THE BASIS OF OWNERSHIP	Confidence and the certificate is issue	ded (7-0.3.0. 2420).	
1. NAME OF APPLICANT(S)	2. TEMPORARY DESIGNATION	3. VARIETY NAME	
	OR EXPERIMENTAL NUMBER	o. Witter Franke	
Monsanto Company	DFL0804A0R	4175567	
• •			
4. ADDRESS (Street and No., or R.F.D. No., City, State, and ZIP, and Country)	5. TELEPHONE (Include area code)	6. FAX (Include area code)	
800 North Lindbergh	314.694.2718	314.694.2399	
E2SD		1	
St. Louis, MO 63167	7. PVPO NUMBER	3 A I A	
5t. Louis, 1410 05107	MO 63167 #20 0 7 0 0 1 4 1		
0.0			
8. Does the applicant own all rights to the variety? Mark an "X" in the	ne appropriate block. If no, please expla	in. X YES NO	
O to the continent (individual			
9. Is the applicant (individual or company) a U.S. national or a U.S.	based company? If no, give name of c	ountry. X YES XO	
10. Is the applicant the original owner?	NO If no, please answer one	of the following:	
	ino, prodoc unaver size	e. a.e .eeg.	
a. If the original rights to variety were owned by individual(s), is	(ara) the evicinal surrental a H.C. National	-1(-)0	
YES			
	NO If no, give name of count	try	
b. If the original rights to variety were owned by a company(ies)	) is (asa) the original owner(s) a LLC ha		
YES	NO If no, give name of count		
	into, give name of count	У	
11. Additional Explanation on ownership (Trace ownership from origi	inal breeder to current owner. Use the r	everse for extra space if pooded):	
, ( and a sign	indi bioodor to current owner. Ose the h	everse for extra space if freeded).	
•			
•		•	
•			
PLEASE NOTE:			
Plant variety protection can only be afforded to the owners (not licens	sees) who meet the following criteria:		
<ol> <li>If the rights to the variety are owned by the original breeder, that penaltional of a country which affords similar protection to nationals o</li> </ol>	erson must be a U.S. national, national of the U.S. for the same genus and speci	of a UPOV member country, or	
· ·			
2. If the rights to the variety are owner by the company which employ	red the original breeder(s), the company	must be U.S. based, owned by	
nationals of a UPOV member country, or owned by nationals of a genus and species.	country which affords similar protection t	o nationals of the U.S. for the same	
•			
3. If the applicant is an owner who is not the original owner, both the	original owner and the applicant must m	eet one of the above criteria.	
The original breeder/owner may be the individual or company who directed the final breeding. See Section 41(a)(2) of the Plant Variety Protection Act for definitions.			
According to the Paperwork Reduction Act of 1995, an agency may not conduct or sponsor, control number. The valid OMB control number for this information collection in 0504,0055.	and a person is not required to respond to a collection	O of information unless it displays a volid OMB	
control number. The valid OMB control number for this information collection is 0581-0055, including the time for reviewing the instructions, searching existing data sources, gathering an			
- Same and sources, gathering ar	no mamarning the data needed, and completing and	reviewing the collection of information.	

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To file a complaint of discrimination, write USDA, Director, Office of Civil Rights, Room 326-W, Whitten Building, 14th and Independence Avenue, SW, Washington, D.C. 20250-9410 or call (202) 720-5964 (voice and TDD). USDA is an equal opportunity provide and employer.

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> U.S. DEPARTMERT OF AGRICULTURE **AGRICULTURAL MARKETING SERVICE** SCIENCE AND TECHNOLOGY PLANT VARIETY PROTECTION OFFICE BELTSVILLE, MD 20705

**EXHIBIT F DECLARATION REGARDING DEPOSIT** 

NAME OF OWNER (S)  Monsanto Company	ADDRESS (Street and No. or RD No., City, State, and Zip Code and Country)  800 N Lindbergh Blvd, E2SD  St. Louis, MO 63167	TEMPORARY OR EXPERIMENTAL DESIGNATION DFL0804A0R  VARIETY NAME 4175567
NAME OF OWNER REPRESENTATIVE (S)	ADDRESS (Street and No. or RD No., City, State, and Zip Code and Country)	HOR OPEGIAL USE ONLY
Susannah Cooper	800 N Lindbergh Blvd, E2SD St. Louis, MO 63167	#20000700141

I do hereby declare that during the life of the certificate a viable sample of propagating material of the subject variety will be deposited, and replenished at needed periodically, in a public repository in the United States in accordance with the regulations established by the Plant Variety Protection Office.